

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA,

Plaintiff,

v.

RALPH DENNIS,

Defendant.

HONORABLE JOSEPH E. IRENAS

CRIMINAL ACTION NO. 12-734-1

**ORDER DENYING APPLICATION TO
FILE UNTIMELY POST-TRIAL
MOTION FOR NEW TRIAL PURSUANT
TO FEDERAL RULE OF CRIMINAL
PROCEDURE 33**

APPEARANCES:

OFFICE OF THE UNITED STATES ATTORNEY

By: Jacqueline Carle, Esq.

Matthew T. Smith, Esq.

401 Market Street, 4th Floor

P.O. Box 2098

Camden, New Jersey 08101

Counsel for United States

GIBBONS P.C.

By: Lawrence S. Lustberg, Esq.

One Gateway Center

Newark, New Jersey 07102

Counsel for Defendant

IRENAS, Senior District Judge:

This matter having appeared before the Court upon Defendant's application to file a post-trial motion for a new trial pursuant to Federal Rule of Criminal Procedure 33 (Docket #96); having reviewed the submissions of the parties; and for

the reasons set forth in an Opinion on even date herewith and for good cause appearing:

IT IS on this 17th day of July, 2014,

ORDERED THAT:

1. Defendant's application to file an untimely post-trial Motion for New Trial Pursuant to Federal Rule of Criminal Procedure 33 is hereby **DENIED**;
2. The Court hereby **ADJOURNS** the presently scheduled July 22, 2014 sentencing hearing set for Defendant Ralph Dennis, and will confer with the Defendant and Government to set a new date for sentencing.



JOSEPH E. IRENAS, S.U.S.D.J.